



State of New Jersey

DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF VETERINARY MEDICAL EXAMINERS

1100 RAYMOND BOULEVARD—ROOM 513
NEWARK, NEW JERSEY 07102
201-648-2841

W. CARY EDWARDS
ATTORNEY GENERAL

JAMES J. BARRY, JR.
DIRECTOR

June 10, 1986

Edwin Silverman, D.V.M.
Willowbrook Spay and Neutering Clinic
10 Route 35
Wayne, NJ 07470

Re: Case #86-29

Dear Dr. Silverman::

This is to advise you that the Board of Veterinary Medical Examiners has received and reviewed certain information regarding activity in which you were engaged as a Board licensee. The Board's initial review discloses what appears to be professional misconduct in violation of N.J.S.A. 45:1-21(e), in that when you spayed "Camelot", a six year old Springer Spaniel owned by Regina Abate, on November 28, 1983, you did not completely remove the dog's left ovary and failed to inform Ms. Abate of the incomplete surgery and that she could expect the animal to come into heat. Further, once Camelot came into heat, you continued to see the dog without informing Ms. Abate additional surgery was needed. You also treated the dog with Cheque Drops and informed Ms. Abate that the drops would correct the situation.

You are hereby offered the opportunity to settle this matter and avoid the initiation of formal disciplinary proceedings by signing the enclosed certification and paying a civil penalty in the amount of \$500.00, and returning \$217.00 to the consumer. The refund check is to be made payable to Regina M. Abate and sent to this office for forwarding.

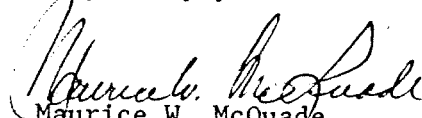
Alternatively, you may waive your right to a hearing and submit a written statement or explanation to the Board. The Board will consider this statement and render a final decision thereon. You may also request a hearing in which case the matter will be scheduled and this notice will serve as a complaint. At the hearing you may, either personally or with the assistance of an attorney, submit such testimony or other evidence as you may deem necessary in order for the Board to finally determine whether the unlawful acts set forth herein have been proven.

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You should also be aware that upon final evaluation of the evidence submitted at the hearing, the Board may, if unlawful acts are found to exist, assess civil penalties in an amount greater than that herein offered in settlement. Additionally, the Board may, if the facts are found to so warrant, enter an order requiring the restoration of any monies acquired by unlawful acts, the payment of costs and directing that you cease and desist from continued use of those acts found to be unlawful.

The enclosed certification should be returned to the Board with your indicated course of action within ten days following receipt hereof. In the event that the Board receives no response within ten days, the allegations contained herein shall be deemed admitted and the Board will proceed to finally review this matter and enter an appropriate final order in relation thereto.

Very truly yours,


Maurice W. McQuade
Executive Secretary

MWM:lms
Encl.

VM-107
(R 12/84)